

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

PHILLIP MAROTTA,)
)
 Plaintiff,)
)
 v.) C.A. No.: 05-10823RWZ
)
 MI-JACK PRODUCTS, INC., FANTUZZI)
 REGGIANE, FANTUZZI USA, INC. and)
 MASSACHUSETTS PORT AUTHORITY,)
)
 Defendants.)

**DEFENDANT, MI-JACK PRODUCTS, INC.'S AUTOMATIC DISCLOSURE
PURSUANT TO FED. R. CIV. P. 26A AND LOCAL RULE 26.2(A)**

A. Individuals Likely To Have Discoverable Information:

1. Phillip Marotta, Cape Neddick, Maine;
2. Employees of Columbia Coastal Transport, 1 Harborside Drive, Suite 200S, Boston, MA;
3. Pertinent representatives of Long Shoreman's Union Local ILA 1413, 173 Acushnet Avenue, New Bedford, MA;
4. Pertinent representatives of Fantuzzi Reggiane and Fantuzzi USA, Inc.;
5. Pertinent representatives of Mi-Jack Products, Inc., Hazel Crest, IL;
6. Pertinent Medical Care Providers;
7. Pertinent Worker's Compensation and employment personnel for the plaintiff;

The Defendant reserves the right to further supplement this list.

B. Documents in the Defendant, Mi-Jack Products, Inc.'s Custody or Control That May Be Used to Support Claims or Defenses:

1. Fantuzzi USA, Inc. International Distributor Agreement;
2. Operator and Maintenance Manual for Product;
3. Photographs produced by plaintiff's counsel;
4. Medical records produced by plaintiff's counsel;
5. Product identification and purchasing information;

The Defendant reserves the right to further supplement this response.

C. Computation of Damages

Not applicable.

D. Insurance Agreement

The Defendant is insured under a policy of insurance with Westchester Fire Insurance Company, Policy No. CG00010798, with a \$5 million occurrence limit and \$100,000 self-insured retention. A copy of the insurance policy and declaration pages have been produced.

The Defendant reserves the right to supplement these disclosures.

Respectfully submitted,
The Defendant,
ML-JACK PRODUCTS, INC.
By its attorney,

James P. Donohue, Jr., BBO # 555946
SLOANE AND WALSH, LLP
Three Center Plaza
Boston, MA 02108
617-523-6010

Date: July 12, 2005

CERTIFICATE OF SERVICE

I, James P. Donohue, Jr., counsel for the defendant, Mi-Jack Products, Inc., do hereby certify that on this 12th day of July, 2005, I caused the within document(s) to be served on all parties of interest by mailing a copy of same, postage prepaid, first class mail to the following:

John P. LeGrand, Esq.
JOHN P. LEGRAND & ASSOCIATES, PC
375 Broadway
Suite 2
Somerville, MA 02145

Mark B. Lavoie, Esq.
McDonough, Hacking & Lavoie, LLP
6 Beacon Street
Suite 815
Boston, MA 02108

JAMES P. DONOHUE, JR.